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October 28, 2005

Time: 10:41 AM PDT
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To: Commissioner for Patents
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Alexandria, VA 22313-1450

From: Pamela J. Squyres
Attorney Docket: MA-110
Phone: 408-869-2921

FAX NUMBER 571-273-8300

Re: Patent Application of: James M. Cleeves et al.	Examiner: Monica Lewis
Serial No.: 10/728,437	Group Art Unit: 2822
Filed: December 5, 2003	Attorney Docket No.: MA-110
Title: Optimization of Critical Dimensions and Pitch of Patterned Features in and Above a Substrate	

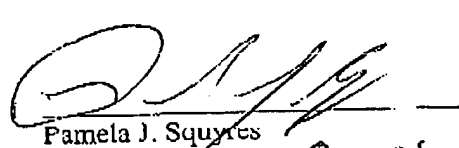
Document(s) Transmitted:

- ☐ Response to Restriction Requirement (2 pages)

Total pages of this transmission, including the cover letter: 3

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): James M. Cleeves

Application No.: 10/728,437

Filed: 12/05/03

Title: Optimization of Critical
Dimensions and Pitch of Patterned Features
in and Above a Substrate

Attorney Docket No.: MA-110

Group Art Unit: 2822

Examiner: Monica Lewis

Commissioner for Patents
PO Box 1450
Alexandria VA 22313-1450

October 28, 2005

RESPONSE TO RESTRICTION REQUIREMENT

To the Commissioner:

In the Restriction Requirement mailed September 29, 2005, Applicants were directed to elect between the claims of Embodiment I (claims 1-18), Embodiment II (claims 19-23), Embodiment III (claims 24-33), Embodiment IV (claims 34-39), Embodiment V (claims 40-45), and Embodiment VI (claims 46-59). Applicants elect to pursue the claims of Embodiment I, with traverse.

App. No. 10/728,437

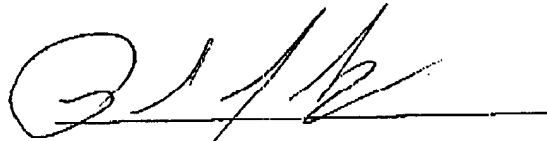
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Applicants traverse on the grounds that claim 1 is generic to claims 19, 24, 34, and 46; thus Applicants respectfully maintain that claims 1-39 and 46-59 should be examined together. In the event that the Examiner chooses to examine only the claims of elected Embodiment I (claims 1-18), Applicants intend to request rejoinder of claims of equal or narrower scope to any allowed claim, and thus requests that claims 19-39 and 46-59 be withdrawn and not cancelled from the application. Applicants, of course, reserve the right to file a divisional application covering the subject matter of the non-elected claims.

If there are any questions concerning this Response, the Examiner is invited to contact the undersigned agent at (408) 869-2921.

Dated: October 28, 2005

Respectfully submitted,



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